



Boxee New York (HQ)  
122 W 26<sup>th</sup> St. 8<sup>th</sup> Floor  
New York, NY 10001  
+1 (212) 675 7400

Boxee Tel Aviv (R&D)  
P.O. Box 20517  
Haarbaa 16, 3<sup>rd</sup> Floor  
Tel Aviv, Israel  
+972 (3) 624 5678

E info@boxee.tv  
W www.boxee.tv

February 15, 2012

**Ex Parte via Electronic Filing**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Re: *Basic Service Tier Encryption; Compatibility Between Cable  
Systems and Consumer Electronics Equipment,*  
MB Dkt. No. 11-169, PP Dkt. No. 00-67

---

Dear Ms. Dortch:

On separate calls on February 13, 2012 and February 14, 2012, Avner Ronen, Melissa Marks and Nicholas Miller of Boxee, Inc. ("Boxee") spoke with Dave Grimaldi, Chief of Staff and Media Legal Advisor to Commissioner Clyburn, and Erin McGrath, Acting Legal Advisor, Media, to Commissioner McDowell, respectively, about the above-referenced rulemaking.

On each call, Boxee summarized its views on the proposed rulemaking set forth in previous filings in the above-referenced dockets,<sup>1</sup> emphasizing that encryption of basic tier cable would have harmful effects on consumers and device competition, and should not proceed until a comparable alternative is available, such as delivery of the basic tier over IP in a way that does not require additional hardware rental or cable operators' consent in order to access the broadcast channels.

---

<sup>1</sup> See Letter from Melissa Marks, General Counsel, Boxee, Inc., to Marlene H. Dortch, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Dec. 21, 2011); Letter from Melissa Marks, General Counsel, Boxee, Inc., to Marlene H. Dortch, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Feb. 2, 2012) and attachment thereto; Letter from Melissa Marks, General Counsel, Boxee, Inc., to Marlene H. Dortch, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Feb. 7, 2012); Letter from Melissa Marks, General Counsel, Boxee, Inc., to Marlene H. Dortch, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Feb. 13, 2012).

Pursuant to the Commission's rules, this notice is being filed in the above-referenced dockets for inclusion in the public record.

Respectfully Submitted,

/s/ Melissa Marks

Melissa Marks  
General Counsel

cc: David Grimaldi  
Erin McGrath  
Sherrese Smith  
William Lake